



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

**REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 752022733**

13 NOV 2017

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

7016 2070 0000 8417 3327

**Mr. Steve Moyer
Magellan Terminal Holdings
12901 American Petroleum Road
Galena Park, Texas 77547**

**RE: Clean Water Act, Section 308 Information Request
Oil Spill in McLennan County on or about March 11, 2015
NRC Report No: 1110355**

Dear Mr. Moyer:

Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. Section 1318 et seq., the United States Environmental Protection Agency (EPA) has the authority to request information pertinent to carrying out its responsibilities under the CWA. Accordingly, this Information Request is hereby served on you and Magellan Terminal Holdings.

Compliance with the provisions of this letter is mandatory. Your responses to the questions are to be submitted to EPA and postmarked within thirty (30) days of receipt of this letter. The response must be signed by a duly authorized official of Magellan Terminal Holdings. The information will be considered in the evaluation of the extent of your compliance with the federal regulations governing the discharge, or threat of discharge, of hazardous substances, pollutants, or contaminants into navigable waters of the United States.

Failure to respond fully and truthfully to the Information Request, or to adequately justify such failure to respond, will be considered a violation of Section 309 of the CWA, as amended by the Water Quality Act of 1987, which can result in enforcement action by EPA. Section 309 of the CWA permits EPA to seek the imposition of civil and criminal penalties for failure to submit information requested under Section 308 of the CWA, including issuance of an Administrative Penalty Order or referral to the United States Department of Justice for judicial action with monetary fines. Please be further advised that providing false, misleading, or fraudulent statements or representations, may subject you to criminal penalties under Section 309 of the CWA.

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This Information Request is not subject to the approval requirements of the Paperwork Reduction Act, of 1980, as amended, 44 U.S.C. Section 3501, et. seq., as described in 5 CFR Part 1320.3(c).

You are hereby requested to provide the following information regarding the oil spill, which occurred on or about March 11, 2015, in McLennan County:

1. A report regarding the spill of crude oil into a water body, which occurred on or about March 11, 2015. (If the name of the water body is not available, use the best description available.)
2. The amount of product spilled (in either barrels or gallons). For releases of mixtures, include the total volume and either volumes or relative percentages of each component. If any reported value is an estimate, describe the method used to develop the estimate.
3. Duration of the spill event. Report the time and date the spill began, how long the product remained in the watercourse, as well as on the shoreline or banks and when the cleanup operations were considered complete and all product removed from waters of the United States and adjoining shoreline.
4. The cause of the spill. Describe the general surface/rain water run off direction and pathways from the spill location.
5. Name of the immediate receiving ditch, creek, stream, river, lake, arroyo, swale, etc. if known.
 - A. Also include the names of all downstream receiving waters that the spill affected.
 - B. Additionally, list all downstream receiving water bodies to the first major river or lake, regardless of whether or not the spill affected the water bodies.
6. Site location map showing the coordinates (latitude and longitude) of both the start and end points of the spill.
7. Drawing of the site showing locations of the facilities.
8. Sketch of the spill site showing extent of the spill and state the distance the spill travelled from the spill site.
9. Photographs of the spill and the spill site both before and after cleanup.
10. Documentation of any penalties assessed by local, state or federal agencies.

11. State the owner and operator of the equipment or facility from which the spill originated and the classification of the facility (i.e. oil production; oil pipeline; oil transportation; oil pumping, etc.).

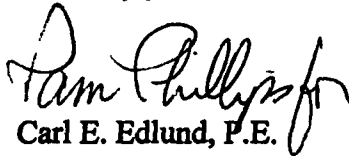
In some instances, information requested by EPA may be considered confidential business information (CBI) by the provider of that information. Should any of the information requested by EPA as part of this request for information be considered CBI material by Megelln Terminal Holdings, you must assert that claim as part of your reply. The final determination regarding this material will be made by EPA per the regulations found in 40 CFR Part 2.204.

Please mail your response to the following address:

Mr. Enoch Johnbull
Superfund Division (6SF-EO)
U. S. EPA Region 6
1445 Ross Avenue
Dallas, TX 75202-2733

If you need additional time to respond to this request or if you have any questions relating to this Information Request, please contact Mr. Enoch Johnbull at (214) 665-3173.

Sincerely yours,



Carl E. Edlund, P.E.
Director
Superfund Division

USPS TRACKING#



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Galena Park, Texas 77547

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☐ Agent☐ Addressee

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X Susan Eaves

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X 11/20

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PS Form 3811, July 2015 PSN 7530-02-000-9053

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PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions